

**STATE OF MICHIGAN
DEPARTMENT OF LABOR & ECONOMIC GROWTH
OFFICE OF FINANCIAL AND INSURANCE SERVICES**

Before the Commissioner of the Office of Financial and Insurance Services

In the Matter of:

Financial Investment Timing Company, Inc.
3059
P.O. Box 824
Iron Mountain, Michigan 49801

Enforcement Case No. 05-

CRD No. 114517

Respondent

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Issued and entered
on the 13th day of October, 2005
by Linda A. Watters
Commissioner

CONSENT ORDER AND STIPULATION

A. FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Respondent, Financial Investment Timing Company, Inc. (hereafter "FITC") is a corporation incorporated under the laws of Michigan. The mailing address is: P.O. Box 824, Iron Mountain, Michigan 49801. FITC possesses CRD No. 114517.
2. On January 18, 2005, FITC filed a Form ADV Uniform Application for Investment Adviser Registration (hereafter "Application") pursuant to Section 202(a) of the Michigan Uniform Securities Act, MCL 451.602(a) (hereafter "Act") with the Office Financial and Insurance Services (hereafter "OFIS").
3. The Application states that Clare William Willman (hereafter "Willman") is the President of FITC. Willman possesses CRD No. 468679.
4. Under Item 11 D(4) on the Application, the Respondent answered in the negative to the question that asked: "(D) Has any other federal regulatory agency, any state regulatory agency, or any foreign financial regulatory authority: (4) in the past ten years, entered an order against you or any advisory affiliate in connection with an investment-related

activity?”

5. Item 11 Disclosure Information, states in part: “Your advisory affiliates are: (1) all of your employees (other than employees performing only clerical, administrative support or similar functions); (2) all of your officers, partners, or directors (or any person performing similar functions); (3) all persons directly or indirectly controlling you or controlled by you.”
6. Clare William Willman is an advisory affiliate of FITC as shown below:
 - a. Clare William Willman is an employee of FITC.
 - b. Clare William Willman is the President of FITC.
 - c. Clare William Willman directly controls FITC.
7. On March 23, 1998, the State of Missouri entered an Order to Cease and Desist against Clare William Willman for investment related activities.
8. On September 3, 1998, the State of Michigan entered a Consent Order to Cease and Desist against Clare William Willman for investment related activities.
9. Respondent’s act of answering Item 11 D(4) in the negative on the Application is a false or misleading statement.
10. Respondent’s filing a false or misleading statement on its Application with the Administrator is a violation of Section 404 of the Act, MCL 451. 804.
11. Section 204(a)(1)(A) of the Act, MCL 451.604(a)(1)(A), states that the administrator may by order, if she finds the order in the public interest, deny any registration, if it finds, the applicant or registrant or investment adviser, any partner, officer, or director, any person occupying a similar status or performing similar functions, or any person directly or indirectly controlling the or investment adviser: Has filed an application for registration which as of its effective date, or as of any date after filing in the case of an order denying effectiveness, was incomplete in any material respect or contained any statement which was, in light of the circumstances under which it was made, false or misleading with respect to any material fact.
12. On May 11, 2005, the Administrator issued and entered an Order of Denial of Application for Investment Adviser Registration against the Respondent.

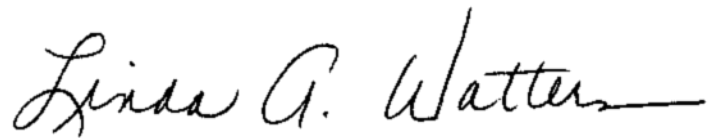
B. ORDER

Based on the findings of fact and conclusions of law above and Respondent’s stipulation, it is ORDERED that:

1. The Administrator shall vacate the May 11, 2005 Order of Denial of Application for

Investment Adviser Registration.

2. Respondent shall cease and desist from violating Section 404 of the Act, MCL 451.804.
3. Respondent shall cease and desist from violating Section 204(a)(1)(A) of the Act, MCL 451.604(a)(1)(A)
4. Respondent may submit a new Form ADV along with the application fee to OFIS.
5. Respondent shall answer "Yes" to Item 11 D(4) on Form ADV and complete the appropriate Regulatory Action Disclosure Reporting Page(s).
6. OFIS will review the Respondent's Form ADV, and if OFIS finds that the Respondent has met all registration requirements under the Act and does not find any further violations of the Act, OFIS will approve the Application.
7. Respondent shall file an amended Disclosure Reporting Page, if another order is issued against FITC or any advisory affiliate of FITC in connection with an investment-related activity.
8. Respondent shall withdraw the request for a hearing with the State Office of Administrative Hearings and Rules with regard to the Pending Hearing.
9. Respondent shall pay to the State of Michigan, through the Office of Financial and Insurance Services, a one thousand dollar (\$1,000.00) civil penalty. Respondent shall pay the civil penalty within thirty (30) days of the date of entry of this Order.



Linda A. Watters, Commissioner
Office of Financial and Insurance Services